

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

941Q0155

HOUSE BILL NO. 1054

Introduced by: The Committee on Agriculture and Natural Resources at the request of the
Department of Game, Fish and Parks

1 FOR AN ACT ENTITLED, An Act to authorize certain youth licensees who possess a disabled
2 hunting permit to hunt big game animals using a designated hunter.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 41-8-31 be amended to read as follows:

5 41-8-31. No person may at any time hunt, catch, take, attempt to take, or kill any small game
6 or game animal in any other manner than by shooting the same with a firearm, except:

7 (1) Game birds and animals may be taken with birds trained in falconry or with bow and
8 arrow;

9 (2) A ~~permanently or temporarily disabled~~ person with a permanent or temporary
10 disability who is missing an upper limb, physically incapable of using an upper limb,
11 or confined to a wheelchair may obtain a disabled hunter permit to use a crossbow
12 or other legal bow equipped with a draw-lock device to take game birds and animals;
13 ~~and~~

14 (3) A ~~legally blind person, who~~ person who is legally blind, is legally licensed, possesses
15 a disabled hunter permit, and is physically present and participates in the hunt but



1 cannot safely discharge a firearm or bow and arrow, may claim game birds and
2 animals taken by a designated hunter in accordance with the license possessed by the
3 ~~legally blind hunter who is legally blind; and~~

4 (4) A person with a permanent or temporary disability as defined in subdivision (2) of
5 this section who is legally licensed for a youth big game hunting season, possesses
6 a disabled hunter permit, and is physically present and participates in the hunt but is
7 unable to safely discharge a firearm or bow and arrow, may claim any big game
8 animal taken by a designated hunter in accordance with the youth big game license
9 possessed by the person with a permanent or temporary disability.

10 A violation of this section is a Class 2 misdemeanor.